# Sixth Appellate District

San Jose, California

### TUESDAY, JANUARY 22, 2002

The Court met in its courtroom at 333 West Santa Clara Street, Suite 1060, San Jose, California. Present: Premo, Acting P. J.; Elia, J.; Mihara, J.; and W. Magsaysay, Deputy Clerk.

#### H022163 PEOPLE v. CHAVEZ

Cause called and argued by J. J. Hamlyn appearing for Appellant and by Ronald Matthias, Deputy Attorney General, appearing for Respondent. Cause ordered submitted.

#### H021324 PEOPLE v. HEUCK

Cause called and argued by Joseph Courtney Shevelson appearing for Appellant and by Ronald E. Niver, Deputy Attorney General, appearing for Respondent. Cause ordered submitted.

H021896 SEGMENT SYSTEMS TECHNICAL v. EDGE SOFTWARE, INC., et al. Cause called and argued by Daniel James Kelly appearing for Appellant and by Scott Seabaugh appearing for Respondent. Cause ordered submitted.

H022204 SCHATZEL v. CITY OF SAN JOSE, et al.

Cause called and argued by Thomas E. Schatzel appearing for Appellant and by Clifford Greenberg, Deputy City Attorney, appearing for Respondents. Cause ordered submitted.

### H022143 HOUCHIN v. LESHER, et al.

Cause called and argued by Russell L. Moore appearing for Appellant and by Mitchell Ehrlich appearing for Respondents. Cause ordered submitted. Court recesses until 1:30 p.m.

#### H022456 PEOPLE v. BANUELOS

The judgment is affirmed. (not published) (Elia, J.; We concur: Premo, Acting P.J., Mihara, J.) Filed January 22, 2002

The Court reconvened at 1:30 p.m. in its courtroom at 333 West Santa Clara Street, Suite 1060, San Jose, California. Present: Premo, Acting P. J.; Elia, J.; Mihara, J.; and R. W. Norvelle, Deputy Clerk.

H021677 FINCH, et al. v. CALIFORNIA FEDERAL BANK, F.S.B., et al. Cause called and argued by John G. Jacobs appearing for Appellants and by Jan T. Chilton appearing for Respondents. Cause ordered submitted.

# Sixth Appellate District

San Jose, California

# Tuesday, January 22, 2002 (continued)

H021897 ALVES, et al. v. COUNTY OF SANTA CLARA, et al.
Cause called and argued by Blaine L. Fields appearing for
Appellants and by Winfred Botha, Deputy County Counsel, appearing
for Respondents. Cause ordered submitted.

### H021229 MACKLIN v. CITY OF SANTA CRUZ

Cause called and argued by George J. Kovacevich appearing for Appellant and by Richard E. Damon appearing for Respondent. Cause ordered submitted. Court adjorns.

H021931 BERRYMAN PRODUCTS, INC. v. BUCKLEY OIL COMPANY, et al. The order dismissing Berryman's cross-complaint against Southwest and Buckley is affirmed (not published) (Premo, Acting P.J.; We concur: Elia, J., Mihara, J.) Filed January 22, 2002

### WEDNESDAY, JANUARY 23, 2002

H022198 PEOPLE v. MENDOZA

The judgment is affirmed. (not published) (Premo, Acting P.J.; We concur: Elia, J., Mihara, J.) Filed January 23, 2002

### H022777 BOUR v. SRI INTERNATIONAL

The trial court's order denying the motion to compel arbitration is affirmed. (not published) (Bamattre-Manoukian, Acting P.J.; We concur: Wunderlich, J., O'Farrell, J.\*)

Filed January 23, 2002

\*Judge of the Monterey Superior Court assigned by the Chief Justice pursuant to Article VI, Section 6 of the California Constitution.

### THURSDAY, JANUARY 24, 2002

(no minute approved orders)

### FRIDAY, JANUARY 25, 2002

H023693 ARTHUR B., et al. v. SUPERIOR COURT OF MONTEREY COUNTY The petitions for extraordinary writ are denied. (not published)
(Premo, Acting P.J.; We concur: Elia, J., Mihara, J.)
Filed January 25, 2002

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# Sixth Appellate District

San Jose, California

# Friday, January 25, 2002 (continued)

H021389 RUGGIERI v. GOODENOUGH, et al.

The order denying appellant's special motion to strike is reversed. The matter is remanded for a determination of reasonable attorney fees and costs pursuant to section 425.16, subdivision (c). Appellants are entitled to costs and attorney fees on appeal, the amount of which shall be determined by the trial court. (not published)

(Elia, J.; We concur: Premo, Acting P.J., Mihara, J.) Filed January 25, 2002

 ${\tt H021364}$  RODRIGUEZ v. ORBIT SEMICONDUCTOR, INC., et al.  ${\tt H021593}$  RODRIGUEZ v. ORBIT SEMICONDUCTOR, INC., et al.

The judgment is affirmed. The post-judgment order denying plaintiff's motion to tax costs and awarding costs to defendants is affirmed. (not published)

(Bamattre-Manoukian, Acting P.J.; We concur: Mihara, J., O'Farrell, J.\*)

Filed January 25, 2002

\*Judge of the Monterey Superior Court assigned by the Chief Justice pursuant to Article VI, Section 6 of the California Constitution.

H022595 PEOPLE v. HARLAN

The judgment is affirmed. (not published) (Elia, J.; We concur: Premo, Acting P.J., Mihara, J.) Filed January 25, 2002

 ${\tt H023443}$  MONTEREY COUNTY DEPT. OF SOCIAL SERVICES v. VANESSA B., et al.

The judgment terminating parental rights is affirmed. (not published)

(Bamattre-Manoukian, Acting P.J.; We concur: Wunderlich, J., Mihara, J.)

Filed January 25, 2002